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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

KELLY CARROLL, ANTONIO PONCE, and
CHRYSTIANE LAYOG, Individually and On Behalf
of All Others Similarly Situated,

Plaintiffs,

v.

WELLS FARGO & COMPANY, and WELLS
FARGO BANK, N.A.,

Defendants.

Case No. 3:15-CV-02321 EMC

**STIPULATION AND ~~PROPOSED~~
ORDER TO ADVANCE HEARING
DATE AND BRIEFING SCHEDULE
FOR PLAINTIFFS' MOTION FOR
CLASS CERTIFICATION
(Civ. L.R. 6-2; 7-12)**

Pursuant to Local Rules 6-2 and 7-12, Defendants Wells Fargo & Co. and Wells Fargo Bank, N.A. (“Defendants” or “Wells Fargo”) and Plaintiffs Kelly Carroll, Antonio Ponce, and Chrystiane Layog (“Plaintiffs”) hereby stipulate to move the hearing date and briefing schedule for Plaintiffs’ motion for class certification.

On January 19, 2017, the parties attended a case management conference where this Court set the briefing schedule for Plaintiffs’ motion for class certification. Pursuant to this Court’s Order, Plaintiffs will file their motion for class certification on May 25, 2017, Defendants will file their opposition on June 22, 2017, and Plaintiffs will file their reply on July 6, 2017. [Dkt. No. 167]. The Court set the hearing for Plaintiffs’ motion for class certification on July 27, 2017. *Id.*

Due to preexisting family travel commitments, lead counsel for Defendants, Richard Alfred, will be unable to attend the hearing on July 27, 2017. [Declaration of Andrew M. McNaught (“McNaught Decl.”), ¶ 3]. In addition, Plaintiffs’ counsel will be unavailable due to preexisting family travel commitments during the month of August. [McNaught Decl., ¶ 3]. Thus, after conferring with Plaintiffs’ counsel and the Court’s clerk, the parties have agreed to stipulate to move the hearing date to July 24, 2017. [*Id.*, ¶¶ 4,5].

As a result of the new hearing date, the new briefing schedule will be as follows:

Motion for Class Certification to be filed no later than May 22, 2017;

Opposition due June 19, 2017;

Reply due July 3, 2017;

Hearing on July 24, 2017 at 2:30 pm .

[*Id.* at ¶ 5].

The requested hearing date and briefing schedule will not affect any deadlines set in this case [*Id.* at ¶ 6].

1 DATED: February 6, 2017

Respectfully submitted,

2 WILLS LAW FIRM, PLLC

3
4 By: /s/ Rhonda H. Wills

5 Rhonda H. Wills

6 Counsel for Plaintiffs

7 KELLY CARROLL, ANTONIO PONCE, and
8 CHRYSTIANE LAYOG, individually and on
9 behalf of others similarly situated

10 DATED: February 6, 2017.

SEYFARTH SHAW LLP

11 By: /s/ Andrew M. McNaught

12 Andrew M. McNaught

13 Richard L. Alfred

14 Timothy M. Watson

15 Attorneys for Defendants

16 WELLS FARGO & COMPANY and WELLS
17 FARGO BANK, N.A.

ATTESTATION PURSUANT TO LOCAL RULE 5-1(I)(3)

I, Andrew M. McNaught, attest that concurrence in the filing of this stipulation has been obtained from the signatory Rhonda H. Wills, counsel for Plaintiffs.

DATED: February 6, 2017

SEYFARTH SHAW LLP

By: /s/ Andrew M. McNaught
Andrew M. McNaught

Attorneys for Defendants
WELLS FARGO & COMPANY and WELLS
FARGO BANK, N.A.

PROPOSED ORDER

On stipulation of the parties and for good cause shown, IT IS SO ORDERED. The hearing for
Plaintiffs' motion for class certification is advanced from July 27, 2017 to July ²⁵24, 2017 at 2:30 pm, and
the new briefing schedule will be as follows:

Motion for Class Certification to be filed no later than May 22, 2017;

Opposition due June 19, 2017;

Reply due July 3, 2017.

Dated: 2/7/17 _____

